

6 MAY 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

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John W. Bogdan
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In re Application of:
BOGDAN, John W. : NOTIFICATION
Application No.: 10/031,359 :
PCT No.: PCT/CA01/00723 :
Int. Filing Date: 24 May 2001 :
Priority Date: 24 May 2000 :
Attorney's Docket No.: not applicable :
For: HIGH RESOLUTION PHASE FREQUENCY
DETECTORS

This application is before the PCT Legal Office for consideration of matters under 35 U.S.C. 371.

BACKGROUND

On 24 May 2001, applicant filed international application PCT/CA01/00723, which claimed a priority date of 24 May 2000 from U.S. Provisional Application 60/206,579. A copy of the international application was communicated to the United States Patent and Trademark Office by the International Bureau. The international application designated the United States. Accordingly, the twenty month period for meeting the requirements for entry into the national stage expired at midnight on 24 January 2002.

On 18 January 2002, applicant filed a transmittal letter in the United States Patent and Trademark Office (PTO) for entry into the national stage in the United States which was accompanied by, inter alia, the requisite basic national filing fee via credit card payment and an executed declaration.

On 03 April 2002, the PTO mailed a "NOTIFICATION OF ABANDONMENT" (FORM PCT/DO/EO/909) which indicated that "Applicant has failed to provide the full U.S. Basic National Fee by 20 months (37 CFR 1.494(b)(2))."

DISCUSSION

Applicant's credit card payment of \$774.00 submitted with the transmittal letter on 18 January 2002 was sufficient and timely payment of the U.S. Basic National Fee and the "NOTIFICATION OF ABANDONMENT" was mailed in error. Accordingly, the "NOTIFICATION OF ABANDONMENT" mailed 03 April 2002 is hereinafter **VACATED**.

CONCLUSION

For the above reasons, the "NOTIFICATION OF ABANDONMENT" mailed 03 April 2002 is VACATED.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for further review and processing in accordance with this communication.


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